

Gary L. Eastman, Esq. (CSB #182518)  
Tifanie H. Nelson, Esq. (CSB #286935)  
EASTMAN & MCCARTNEY LLP  
401 West A Street, Suite 1785  
San Diego, CA 92101  
(619) 230-1144

Attorneys for Plaintiff/Counterclaim-Defendant  
ANTHONY JOHNSON

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA

ANTHONY JOHNSON, an individual,  
Plaintiff,  
v.  
STORIX, INC., a California corporation,  
Defendant.

AND RELATED CROSS ACTION.

Case No. 14-cv-1873 H (BLM)

**DECLARATION OF GARY L.  
EASTMAN IN SUPPORT OF  
PLAINTIFF'S MOTION FOR  
SUMMARY JUDGMENT**

Date: October 30, 2015

Time: 10:30 a.m.

Courtroom: 15A

Judge: Hon. Marilyn L. Huff

Magistrate: Hon. Barbara Lynn Major

I, Gary L. Eastman, declare as follows:

1. I am an attorney for Plaintiff Anthony Johnson in this matter. I have personal knowledge of the facts set forth in this Declaration and if called to testify, I could and would testify competently to such facts under oath.

2. Attached hereto as Exhibit 1 is a true and correct copy of excerpts from the deposition of Anthony Johnson taken on June 10, 2015 (filed under seal).

3. Attached hereto as Exhibit 2 is a true and correct copy of a document produced by Plaintiff in this litigation as JOHNSON001571.

DECL. GARY L. EASTMAN IN SUPPORT OF PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

(CASE NO. 14-CV-1873 H (BLM))

1 4. Attached hereto as Exhibit 3 is a true and correct copy of a document  
2 produced by Plaintiff in this litigation as JOHNSON001542.

3 5. Attached hereto as Exhibit 4 is a true and correct copy of the certificate of  
4 registration obtained from the website for the United States Trademark Office for  
5 “STORIX SOFTWARE,” Trademark Registration No. 2,528,677.

6 6. Attached hereto as Exhibit 5 is a true and correct certified copy of the  
7 certificate of registration for Copyright Registration No. TXu000988741 obtained  
8 from the United States Copyright Office.

9 7. Attached hereto as Exhibit 6 is a true and correct copy of the expert report  
10 written by Defendant’s software/technical expert Barbara Frederiksen-Cross, dated  
11 July 31, 2015 (filed under seal).

12 8. Attached hereto as Exhibit 7 is a true and correct copy of excerpts from the  
13 deposition of David Huffman, Volume 1, taken on June 2, 2015 (filed under seal).

14 9. Attached hereto as Exhibit 8 is a true and correct copy of a document  
15 produced by Plaintiff in this litigation as JOHNSON001572-1573.

16 10. Attached hereto as Exhibit 9 is a true and correct copy of a document  
17 produced by Plaintiff in this litigation as JOHNSON001721-1727.

18 11. Attached hereto as Exhibit 10 is a true and correct copy of the Trademark  
19 Assignment for United States Trademark Office for “STORIX SOFTWARE,”  
20 Trademark Registration No. 2,528,677 obtained from the website for the United  
21 States Trademark Office and produced by Plaintiff in this litigation as  
22 JOHNSON000004-000006.

23 12. Attached hereto as Exhibit 11 is a true and correct copy of a document  
24 produced by Plaintiff in this litigation as JOHNSON007940.

25 13. Attached hereto as Exhibit 12 is a true and correct copy of excerpts from the  
26 deposition of Manuel Altamirano, Volume 1, taken on June 4, 2015 (filed under  
27 seal).

28 14. Attached hereto as Exhibit 13 is a true and correct copy of excerpts from the  
deposition of Richard Turner, Volume 2, taken on June 5, 2015 (filed under seal).

1       15. Attached hereto as Exhibit 14 is a true and correct copy of excerpts from the  
2 deposition of David Huffman, Volume 2, taken on June 3, 2015 (filed under seal).

3       16. Attached hereto as Exhibit 15 is a true and correct copy of excerpts from the  
4 deposition of David Kinney, Volume 1, taken on June 1, 2015 (filed under seal).

5       17. Attached hereto as Exhibit 16 is a true and correct copy of the expert report  
6 written by Defendant's financial expert Brian Bergmark, dated July 31, 2015 (filed  
7 under seal).

8       18. Attached hereto as Exhibit 17 is a true and correct copy of a document  
9 produced by Plaintiff in this litigation as JOHNSON001576.

10       19. Attached hereto as Exhibit 18 is a true and correct copy of a document  
11 produced by Plaintiff in this litigation as JOHNSON001577-1578.

12       20. Attached hereto as Exhibit 19 is a true and correct copy of a document  
13 produced by Plaintiff in this litigation as JOHNSON001579-1580.

14       21. Attached hereto as Exhibit 20 is a true and correct copy of a document  
15 produced by Plaintiff in this litigation as JOHNSON001581-1582.

16       22. Attached hereto as Exhibit 21 is a true and correct copy of a document  
17 produced by Plaintiff in this litigation as JOHNSON001584-1585.

18       23. Attached hereto as Exhibit 22 is a true and correct copy of a document  
19 produced by Plaintiff in this litigation as JOHNSON001586-1588.

20       24. Attached hereto as Exhibit 23 is a true and correct copy of a document  
21 produced by Plaintiff in this litigation as JOHNSON001589-1592.

22       25. Attached hereto as Exhibit 24 is a true and correct copy of a document  
23 produced by Plaintiff in this litigation as JOHNSON001543-1549.

24       26. Attached hereto as Exhibit 25 is a true and correct copy of a document  
25 produced by Defendant in this litigation as STORIX154058-154061 (filed under  
26 seal).

27       27. Attached hereto as Exhibit 26 is a true and correct copy of a document  
28 produced by Defendant in this litigation as STORIX102762 (filed under seal).

      28. Attached hereto as Exhibit 27 is a true and correct copy of a document

1 produced by Defendant in this litigation as STORIX231254-231257 (filed under  
2 seal).

3 29. Attached hereto as Exhibit 28 is a true and correct copy of a document  
4 produced by Defendant in this litigation as STORIX231238-231241 (filed under  
5 seal).

6 30. Attached hereto as Exhibit 29 is a true and correct copy of a document  
7 produced by Defendant in this litigation as STORIX231242-231245 (filed under  
8 seal).

9 31. Attached hereto as Exhibit 30 is a true and correct copy of a document  
10 produced by Defendant in this litigation as STORIX231227-231230 (filed under  
11 seal).

12 32. Attached hereto as Exhibit 31 is a true and correct copy of a document  
13 produced by Defendant in this litigation as STORIX231258-231261 (filed under  
14 seal).

15 33. Attached hereto as Exhibit 32 is a true and correct copy of a document  
16 produced by Defendant in this litigation as STORIX231234-231237 (filed under  
17 seal).

18 34. Attached hereto as Exhibit 33 is a true and correct copy of a document  
19 produced by Defendant in this litigation as STORIX231246-231249 (filed under  
20 seal).

21 35. Attached hereto as Exhibit 34 is a true and correct copy of a document  
22 produced by Defendant in this litigation as STORIX231221-231224 (filed under  
23 seal).

24 36. Attached hereto as Exhibit 35 is a true and correct copy of a document  
25 produced by Defendant in this litigation as STORIX124668 (filed under seal).

26 37. Attached hereto as Exhibit 36 is a true and correct copy of a document  
27 produced by Defendant in this litigation as STORIX231284-231294 (filed under  
28 seal).

38. Attached hereto as Exhibit 37 is a true and correct copy of a document

1 produced by Defendant in this litigation as STORIX231433-231434 (filed under  
2 seal).

3 39. Attached hereto as Exhibit 38 is a true and correct copy of excerpts from the  
4 deposition of Reuben Hawkins, Volume 1, taken on June 5, 2015 (filed under seal).

5 40. Attached hereto as Exhibit 39 is a true and correct copy of a document  
6 produced by Defendant in this litigation as STORIX231430 (filed under seal).

7 41. Attached hereto as Exhibit 40 is a true and correct copy of a document  
8 produced by Plaintiff in this litigation as JOHNSON000050-000051.

9 42. Attached hereto as Exhibit 41 is a true and correct copy of a document  
10 produced by Plaintiff in this litigation as JOHNSON000056.

11 43. Attached hereto as Exhibit 42 is a true and correct copy of a document  
12 produced by Plaintiff in this litigation as JOHNSON000064-000065.

13 44. Attached hereto as Exhibit 43 is a true and correct copy of a document  
14 produced by Plaintiff in this litigation as JOHNSON000068-000069.

15 45. Attached hereto as Exhibit 44 is a true and correct copy of a document  
16 produced by Plaintiff in this litigation as JOHNSON000001-000003.

17 46. Attached hereto as Exhibit 45 is a true and correct copy of correspondence  
18 from corporate counsel for Storix, Inc., Blake Allen, dated July 24, 2015, sent to  
19 former counsel for Anthony Johnson, Matthew Becker (filed under seal).

20 47. Attached hereto as Exhibit 46 is a true and correct copy "Change Logs" for  
21 SBA version 8.2 (Solaris) obtained from the website of Storix, Inc.,  
[www.storix.com](http://www.storix.com).

22 48. Attached hereto as Exhibit 47 is a true and correct copy "Change Logs" for  
23 SBA version 8.2 (Linux) obtained from the website of Storix, Inc., [www.storix.com](http://www.storix.com).

24 49. Attached hereto as Exhibit 48 is a true and correct copy "Change Logs" for  
25 SBA version 8.2 (AIX) obtained from the website of Storix, Inc., [www.storix.com](http://www.storix.com).

26 50. Attached hereto as Exhibit 49 is a true and correct copy of excerpts from the  
27 deposition of Richard Turner, Volume 1, taken on June 4, 2015 (filed under seal).

28 51. Attached hereto as Exhibit 50 is a true and correct copy of a document

1 produced by Plaintiff in this litigation as JOHNSON001513.

2 52. Attached hereto as Exhibit 51 is a true and correct copy of a document  
3 produced by Plaintiff in this litigation as JOHNSON001517-001519.

4  
5 I declare under the penalty of perjury of the laws of the United States that the  
6 foregoing is true and correct.

7  
8 Executed on October 2, 2015 at San Diego, California.

9  
10 /s/ Gary L. Eastman

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Gary L. Eastman  
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